

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/734,779

Filing Date:

December 12, 2003

Applicant:

Chuan-Cheng CHENG et al.

Group Art Unit:

2814

Examiner:

DOAN, Theresa T.

Title:

FUSE STRUCTURES, METHODS OF MAKING AND USING THE

SAME, AND INTEGRATED CIRCUITS INCLUDING THE SAME

Attorney Docket:

MP0376

Mail Stop Issue Fee Director of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Reasons for allowance are only warranted in instances in which "the record of the prosecution as a whole does not make clear the Examiner's reasons for allowing a claim or claims." 37 C.F.R. 1.104(e). In the present case, Applicants believe the record as a whole makes clear the reasons for allowance and therefore no statement by the Examiner is necessary or warranted. Therefore, the record should reflect that Applicants do not necessarily agree with all of the statements in the reasons for allowance.

For example, the Examiner has identified reasons for allowing a group of claims containing more than one independent claim in what appears to have been intended as a single-sentence, single-paragraph statement generally restating the language of Claim 1. In general, the

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identified reasons do not pay full attention to the fact that substantially all of the identified

limitations appear in one independent claim, but not in the other independent claim. While

Applicants agree that each of the independent claims distinguish over the prior art of record, each

of the independent claims should be interpreted only by the limitations that are actually present

therein.

Applicants are submitting these comments to ensure that the claims are properly

construed based only upon limitations that are actually present therein and/or to ensure that the

claims are not interpreted so as to include any additional claim limitations that are not actually

present therein.

Applicants' undersigned representative further notes that no authorization was ever given

for the amendment(s) to FIGS. 1-3B (although Applicants do not wish to contest the

amendment). Thus, Applicants do not necessarily admit or concede that FIGS. 1-3B constitute

prior art by virtue of the Examiner's amendment(s) to FIGS. 1-3B.

Should there be any outstanding matters that need to be resolved in this application, the

Examiner is respectfully requested to contact the undersigned. If necessary, the Commissioner is

hereby authorized in this, concurrent, and future replies, to charge payment or credit any

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overpayment to Deposit Account No. 50-1236 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

Dated: June 9, 2005

Andrew D. Fortney, Ph.D.

Reg. No. 34,600

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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

6 67	Application Number	llection of information unless it displays a valid OMB control number. 10/734,779		
TRANSMITTAL	Filing Date	12/12/2003		
FORM	First Named Inventor	Chuan-Cheng CHENG et al. 2814		
	Art Unit			
(to be used for all correspondence after initial filing)	Examiner Name	Doan, Theresa T		
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ENCLOSURES (Object of the control									
ENCLOSURES (Check all that apply)									
Fee Trans	smittal Form	V	Drawing(s)			After Allowance Communication to TC			
√ Fe	ee Attached		Licensing-related Papers			Appeal Communication to Board of Appeals and Interferences			
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT									
Firm Name The Law Offices of Andrew D. Fortney, Ph.D., P.C.									
Signature add S									
Printed name Andrew D. Fortney, Ph.D.									
Date	06/09/2005			Reg. No.		34,600			
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:									
Signature Cinda & Custo									

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Cindy L. Custer

Typed or printed name

Date

06/09/2005